

CHAPTER NO. 328**SENATE BILL NO. 1923****By Walker, Trail****Substituted for: House Bill No. 1860****By Kernell, Pleasant, Baird, Ulysses Jones, Michael Turner, Miller**

AN ACT to amend Tennessee Code Annotated, Title 68, Chapter 104, Part 1, relative to safety.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 68-104-107, is amended by adding the following language between the fifth and sixth sentences of the section:

If the display is to be performed within the limits of a county, but outside the limits of a municipality, the application shall so state and shall bear the signed approval of the chief supervisory law enforcement and fire department officials of such county, or such officials' designee. The chief supervisory law enforcement and fire department officials of such county, or such officials' designee, shall have the authority to demand all necessary documentation to ensure that the permittee has a fire suppression vehicle or firefighter at the site of the fireworks display as required by this part. Such documentation does not have to be submitted to the department. The applicable law enforcement or fire department official who issues approval of the fireworks display pursuant to this section shall determine how many firefighters are required for such fireworks display.

SECTION 2. Tennessee Code Annotated, Section 68-104-107, is further amended by designating the existing language, as amended, as subsection (a), and by adding the following new subsections thereto:

(b) The permittee conducting an outdoor public display of fireworks shall have at least one (1) fire suppression vehicle with the necessary personnel on site during such outdoor display. The permittee shall be responsible for all costs associated with the fire suppression vehicle.

(c)(1) The permittee conducting an indoor public display of fireworks shall have at least one (1) trained firefighter on site during such indoor display. The trained firefighter may be a volunteer firefighter. The permittee shall be responsible for all costs associated with the trained firefighters.

(2) Immediately before the start of the program that includes the use of indoor fireworks, the owner of the building or the authorized representative of the owner, shall orally notify attendees of the location of all exits from the building to be used in the event of a fire or other emergency.


(3) At least two (2) working fire extinguishers shall be in the area where the fireworks are to be employed.

(4) In any building in which indoor fireworks are to be employed, signs designating the location of all emergency exits shall be posted in each restroom that is available to the public.

SECTION 3. This act shall take effect July 1, 2003, the public welfare requiring it.

PASSED: May 27, 2003


JOHN S. WILDER
SPEAKER OF THE SENATE


JIMMY NAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES

APPROVED this 11th day of June 2003


PHIL BREDESEN, GOVERNOR